

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

THE TELEPHONE NUMBER FOR
U.S. BANKRUPTCY COURT IS
704-350-7500

10/22/2018

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, OCTOBER 22, 2018

9:30 a.m.

- | | | | |
|-------|------------------------------------------------|------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1) | Adv Langdon M. Cooper v. Allen Langley | 15-3010 Ch. 7 13-40034 | Continued for Status Hearing regarding Order Granting In Part and Denying In Part Motion to Approve Binding Mediation Arbitration Agreement (38) |
| | DOVE MCKEE/O. M. GARDNER | | |
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| 2) | 7 Susan M. Knowlton | 18-30233 | 2nd continued hearing on Trustee's Objection to Claim of Exemptions (10) |
| | SAFFA MITCHELL, TR. | | |
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| 3) | 7 Michael T. Phillips Catherine B. Phillips | 13-32607 | 2nd continued hearing on Trustee's First Omnibus Objections to Claims (75); Response of Southern Pool Co., LLC (76) |
| | CULP JOHNSON, TR. | | |
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- 4) 7 Travis Windley 18-30704 Hearing on Debtor's Motion for Sanctions for Repeated Violations of the Automatic Stay by Automotive Management Services, Inc. (10)
- SHEEK
JOHNSON, TR.
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- 5) 7 Lee A. Peindl 18-30820 Hearing on the Bankruptcy Administrator's Motion to Dismiss Case (22); Trustee's Response (32)
- Samantha A. Peindl
- Hearing on Debtor's Motion to Dismiss Case (28); Trustee's Response (33); Debtors' Response to Motion to Dismiss (37)
- MITCHELL
JOHNSON, TR.
-
- 6) 7 Bradley Construction, Inc. 16-31100 Continued hearing on Trustee's Fourth Omnibus Objection to Claims as to Miller Glass of NC, Inc and E. Turman and Company, Inc. (175); Response of E. Turman and Company, Inc. d/b/a Turman Commercial Painters (189)
- PRO SE
SHUFORD, TR./WOODMAN
JONES
-
- 7) 7 Endless Opportunities, 06-31129 Hearing on Motion of National Cooperative Bank, N. A. for Disbursement of Unclaimed Funds (91)
- LLC
- CARTER
CAMPBELL, TR./SHUFORD
CROWDER
-

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|-----|-------------------------------------------------------------|------------------------------|-----------------------------------------------------------------------------------------------------|
| 8) | Adv A. Burton Shuford, Trustee v. Gregory M. Perry | 18-3046 Ch. 7 17-31608 | Continued hearing on Plaintiff's Motion for Entry of Default; Motion for Default Judgment (7) |
| | SHUFORD PRO SE ----- | | |
| 9) | 7 Angel E. Price | 18-31468 | Court Order for Debtor to Appear and Show Cause (10) |
| | PRO SE TAYLOR, TR. ----- | | |
| 10) | 7 Carmen Chambers | 18-31470 | Court Order for Debtor to Appear and Show Cause (10) |
| | PRO SE TAYLOR, TR. ----- | | |
| 11) | 7 Balla S. Keita | 18-31497 | Court Order for Debtor to Appear and Show Cause (7) |
| | PRO SE TAYLOR, TR. ----- | | |
| 12) | 7 Nicole C. Ross | 18-31495 | Court Order for Debtor to Appear and Show Cause (7) |
| | PRO SE ***** | | |

2:00 p.m.

13) 7 TSI Holdings, LLC

17-30132

3rd continued hearing on Trustee's Motion to Convert TSI Case, the WSC Case and the SPP Case to Chapter 11 (253/312); Brief of Stone Street Partners, LLC in Opposition to Trustee's Motion to Convert and Approve Interim Distributions (266); Objection of John K. Kelly, et al. to Trustee's Motions for an Order Approving Requiring Creditor Releases as a Condition for Distributions (268); Statement of Non-Party Diane M. Siskey in Support of Motion to Convert (274); Response of Michael W. Burkhard and Teresa L. Hawkins (276)

PRO SE
GRIER, TR. / MARTINEZ / GORMAN
HOUSTON
HEMMINGS
SUGDEN
HENDERSON

10/23/2018

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, OCTOBER 23, 2018

9:30 a.m.

- | | | | |
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| 1) | Adv The Finley Group | 14-3266 | Continued status and scheduling |
| | v. | Ch. 11 | conference in the United States of |
| | United States of America | 12-32462 | America action (69) |

HOUSTON
BENSON

- | | | | |
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| 2) | 11 Aaron D. Zinn | 18-30066 | Hearing on Motion of Large Document Imaging, Inc. for Order Deeming Late- Filed Claim as Timely Filed (180) |
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PRO SE
WRIGHT, TR.
EDWARDS

- | | | | |
|----|---------------------------|----------|---------------------------------------------------------------------------|
| 3) | 11 Dry Erase Designs, LLC | 18-31459 | Final hearing on Debtor's Emergency Motion to Use Cash Collateral (32) |
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WRIGHT/GORMAN

4) 11 Schletter, Inc. 18-40169 3rd continued hearing on Motion of Schletter W-2 Claimants and the Class for Leave to File Class Proof of Claim (225) - **CON'T TO 11/27/18**

Continued Request of Capital Equipment Solutions, LLC for Allowance of its Administrative Expense (275)- **CON'T TO 11/08/18**

Hearing on Motion of Wyandot Solar, LLC for Order Deeming Late-Filed Claim as Timely Filed (294)

GHIDINA/RICKS/CRABTREE
JOHNSTON/ROSALUK/MARTIN
ABEL
HAGE
FORD

10:00 a.m.

5) 7 Robert C. Molter 17-32066 Continued for status hearing (66)

BOCHICCHIO
SHUFORD, TR.

10/24/2018

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, OCTOBER 24, 2018

9:30 a.m.

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|----|-----|----------------------------------|----------|----------------------------------------|
| 1) | Adv | Ace Motor Acceptance Corporation | 18-3036 | 3rd continued Pretrial Conference (21) |
| | | v. | Ch 11 | |
| | | McCoy Motors, LLC, et al. | 18-30426 | |

HENDERSON
LANG

10/25/2018

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, OCTOBER 25, 2018

9:30 a.m.

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|----|---|---------------|----------|---------------------------------------------------------------------------------------------------|
| 1) | 7 | Karen S. Blum | 18-30325 | Continued hearing on Trustee's Objection to Exemptions (39) |
| | | | | Continued hearing on Trustee's Motion to Compel Turnover of Funds (41) |
| | | | | Hearing on Debtor's Motion to Amend Chapter 7 Filings (47) |
| | | | | Hearing on Debtor's Motion to Dismiss Chapter 7 (48) |
| | | | | Hearing on Trustee's Motion for an Order Authorizing and Approving Settlement of Controversy (55) |

PRO SE
SHUFORD, TR.

2:00 p.m.

- | | | | | |
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| 2) | Adv | The Finley Group | 17-3063 | 2nd continued hearing to resolve any outstanding discovery disputes regarding the Pending Motions and to schedule hearings on the Pending Motions (62) |
| | v. | | Ch. 11 | |
| | | Daniel J. Roselli and | 12-32462 | |
| | | Sara G. Roselli | | |

HOUSTON/BROWN
PEARCE

10/26/2018

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, OCTOBER 26, 2018

Steven G. Tate, Trustee

9:30 a.m.

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|----|----|-------------------------------------------|----------|------------------------------------------------------------------------------------------------------|
| 1) | 12 | Andrew M. Boggs, Jr. Virginia A. Boggs | 11-40473 | Hearing on Debtors' Motion for Approval of Payment of Professional Fees [Butler & Stowe] (273) |
| | | O. M. GARDNER | | |
| | | ----- | | |
| 2) | 13 | Margaret B. Payne | 15-40001 | Hearing on Trustee's Motion to Dismiss Case (35) |
| | | | | Hearing on Debtor's Motion for Modification of Chapter 13 Plan (37); Trustee's Response (39) |
| | | PITTS, BEN | | |
| | | ----- | | |
| 3) | 13 | Janice L. Dellinger | 15-40100 | Continued for Status hearing regarding Consent Order Granting Motion to Modify Plan (51) |
| | | VUJOVIC | | |
| | | ----- | | |
| 4) | 13 | Patricia A. Wilson | 15-40495 | Court Order for Debtor to Appear and Show Cause (35) |
| | | BULL | | |
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| 5) | 13 | Ronald M. Needham | 16-40167 | Continue for Status hearing regarding Approval of Debtor's Motion for Permanent Loan Modification (66) |
| | | | | Hearing on Trustee's Motion for Status (65) |
| | | GOUDES | | |
| | | ----- | | |
| 6) | Adv | Automotive Finance Corporation v. Timothy W. Clark | 17-4011 Ch. 13 17-40132 | Continued hearing on Motion of Debtor/Defendant to Modify Plan and Approve Settlement (16) |
| | | KIGHT/DOVE W. S. GARDNER | | |
| | | ----- | | |
| 7) | 13 | Sonya B. Brendle | 18-40254 | Hearing on Trustee's Motion to Dismiss Case (25) |
| | | HAY | | |
| | | ----- | | |
| 8) | 13 | Crystal McCrary Cook | 18-40260 | Continued hearing on Objection of Old Republic Insurance Company to Confirmation of Plan (10) |
| | | BOLGER PINKSTON | | |
| | | ----- | | |
| 9) | 13 | Jewel L. Hudson | 17-40327 | Hearing on Trustee's Motion for Status Hearing (20) |
| | | WOOD | | |
| | | ----- | | |
| 10) | 13 | Gregory P. Bodde Tammy C. Bodde | 18-40061 | Hearing on Objection of Ditech Financial, LLC to Confirmation of Plan (19) |
| | | | | Hearing on Trustee's Motion for Status Hearing (35) |
| | | WOOD STALEY | | |
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| 11) | 13 | Harold O. Colvin Patricia G. Colvin | 16-40074 | Hearing on (female debtor's) Motion to Approve Early Payoff and Early Completion of Plan, Discharge of Deceased Debtor, and Waiver of Deceased Debtor's Signatures (39); Trustee's Response (40) |
| | | WILLCOX | | |
| | | ----- | | |
| 12) | 13 | Jeremy W. Keiser | 18-40108 | Hearing on Trustee's Motion to Dismiss Case (19) |
| | | WILLCOX | | |
| | | ----- | | |
| 13) | 13 | Raymond E. Taylor Sally F. Taylor | 18-40238 | Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18) |
| | | WILLCOX | | |
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| 14) | 13 | David M. Boldon | 18-40245 | Hearing on Debtor's Motion to Approve Settlement of Personal Property Damage Claim (49); Trustee's Response (53) |
| | | WILLCOX | | |
| | | ----- | | |
| 15) | 13 | Michael T. Goodman | 16-40365 | Hearing on Trustee's Motion to Modify Plan (30); Debtor's Response (31) |
| | | CARTER | | |
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| 16) | 13 | Dana S. DeHart | 17-40386 | 2nd continued hearing on Trustee's Motion for Status Hearing (21) |
| | | CARTER | | |
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| 17) | 13 | Barry E. Taylor Linda M. Taylor | 17-40396 | 3rd continued hearing on Trustee's Motion for Status Hearing (35) |
| | | | | Hearing on Debtors' Motion to Modify Plan (42); Trustee's Response (44) |
| | | CARTER | | |
| | | ----- | | |
| 18) | 13 | Billie L. Mitchell | 18-40154 | 2nd continued hearing on Trustee's Motion to Dismiss (9) |
| | | W. S. GARDNER | | |
| | | ----- | | |
| 19) | 13 | Narendrakumar Punjalal Patel Kalayati Narendrakumar Patel | 13-40346 | Hearing on Debtors' Motion for Hardship Discharge (57) |
| | | FARMER | | |
| | | ----- | | |
| 20) | 13 | Jimmy Hamilton Dolores A. Hamilton | 16-40046 | Continued hearing on Trustee's Motion to Dismiss Case (41) |
| | | | | Hearing on Debtors' Motion to Incur Debt and Modify Chapter 13 Plan (44); Trustee's Response (46) |
| | | FARMER | | |
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| 21) | 13 | Daniel M. Bearden | 16-40141 | 2nd continued hearing on Trustee's Motion to Dismiss Case (58); |
| | | FARMER | | |
| | | ----- | | |
| 22) | 13 | Monica J. Hill | 17-40061 | Hearing on Trustee's Motion for Status Hearing (50) |
| | | | | Hearing on Trustee's Motion to Dismiss Case (51) |
| | | FARMER | | |
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| 23) | 13 | Jeremy A. McHargue Bonnie S. McHargue | 18-40167 | Hearing on Trustee's Amended Objection to Claim (20/17); Response of JP Morgan Mortgage Acquisition Corp. (21) |
| | | FARMER PINKSTON | | |
| | | ----- | | |
| 24) | 13 | Eric Schoenhardt Angel C. Schoenhardt | 17-40070 | Hearing on Trustee's Motion to Modify Plan (36); Debtors' Response (37) |
| | | LUTZ | | |
| | | ----- | | |
| 25) | 13 | James S. Earney, Jr. | 17-40086 | Hearing on Motion of Wells Fargo Bank, N.A. for Relief from Stay (22); Debtor's Response (23) |
| | | LUTZ VONNEGUT | | |
| | | ----- | | |
| 26) | 13 | Bradley D. Carver Pamela G. Carver | 17-40214 | Hearing on Debtors' Motion to Modify (21); Trustee's Response (22) |
| | | LUTZ | | |
| | | ----- | | |
| 27) | 13 | Charlie M. Davis | 17-40248 | Hearing on Trustee's Motion to Dismiss Case (22) |
| | | LUTZ | | |
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| 28) | 13 | Kenneth E. Moore Keisha A. Moore | 18-40092 | 3rd continued hearing on Motion of Bank of America, N. A. for Relief from Automatic Stay (25); Debtors' Response (27) |
| | | | | 2nd continued hearing on Motion of Bank of America, N.A. for Relief from Automatic Stay or, in the Alternative, Adequate Protection (24); Debtors' Response (28) |
| | | LUTZ SPICER (Doc. No. 25) EMREY/VINING (Doc. No. 24) | | |
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| 29) | 13 | William R. Cash, Jr. Lisa G. Cash | 18-40135 | 4th continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (7) |
| | | LUTZ | | |
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| 30) | 13 | Wesley D. Davis, Jr. | 18-40319 | Hearing on Objection of U. S. Bank Trust N.A. to Confirmation of Plan (10) |
| | | LUTZ REDMAN | | |
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| 31) | 13 | Haywood Homsley, Jr. | 18-40338 | Court Order for Debtor to Appear and Show Cause (5) |
| | | LUTZ | | |
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| 32) | 13 | Daniel R. Mitchell Betty W. Mitchell | 11-40809 | Hearing on Debtors' Motion for Discharge Violations and Plan Confirmation Violation Against Ocwen Loan Servicing; Motion for Accounting of Mortgage Payments (72) |
| | | W. S. GARDNER | | |
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| 33) | 12 | Katherine M. Pfaff | 12-40126 | Hearing on Debtor's Motion for Sanctions Against Mr. Cooper Mortgage Company (113) |
| | | W. S. GARDNER | | |
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| 34) | 13 | Thomas L. Boheler | 13-40606 | Hearing on Debtor's Motion to Approve Loan Modification Agreement and to Modify Chapter 13 Plan (55); Trustee's Response (56) |
| | | W. S. GARDNER | | |
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| 35) | 13 | Sidney T. Ledbetter Leah P. Ledbetter | 13-40614 | 2nd continued hearing on Trustee's Motion to Deem Mortgage Current or Paid in Full (42); Response of Federal National Mortgage Association filed 07/03/2018. |
| | | W. S. GARDNER JONAS | | Hearing on Trustee's Motion for Turnover of Funds (49) |
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| 36) | 11 | Leonard J. McNeilly Jo Nell N. McNeilly | 15-40342 | 3rd continued Stats hearing (110) |
| | | W. S. GARDNER | | |
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| 37) | 13 | Cathy A. Whitworth | 16-40381 | Hearing on Debtor's Motion for Approval of Disclosure of Disbursement From Pension Buyout (35); Trustee's Response (36) |
| | | W. S. GARDNER | | |
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| 38) | 13 | Vicente Garcia | 16-40401 | 7th continued hearing on Trustee's Motion to Dismiss Case (34) |
| | | | | 6th continued hearing on Debtor's Objection to Notice of Mortgage Change (35); Notice filed 01/12/2018; Trustee's Response (36); Response of Ditech Financial, LLC (37) |
| | | W. S. GARDNER STALEY | | |
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| 39) | 13 | Douglas J. White Bonnie F. White | 16-40404 | Hearing on Trustee's Motion to Dismiss Case (49) |
| | | MCKEE/GARDNER | | |
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| 40) | 13 | Susan E. Christian | 18-40102 | Continued hearing on Debtor's Objection to Proof of Claim filed by Vanderbilt Mortgage and Finance, Inc. (19); Response of Vanderbilt Mortgage and Finance, Inc. (20) |
| | | W. S. GARDNER FLETCHER III | | |
| | | ----- | | |
| 41) | 13 | Felissa A. Mills Hunt | 18-40133 | Continued hearing on Trustee's Objection to Claim [Carrington Mortgage Services, LLC] (17); Response of Carrington Mortgage Services, LLC (20) |
| | | W. S. GARDNER PINKSTON | | |
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| 42) | 13 | Georgia A. Wilson | 18-40177 | Hearing on Debtor's Objection to Proof of Claim filed by Shirley Cassandra Reep (24); Trustee's Response (25) |
| | | W. S. GARDNER | | |
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| 43) | 13 | Charles H. Kee, Jr. Georgia D. Kee | 18-40219 | Hearing on Debtors' Motion to Approve Settlement for Personal Injury (16); Trustee's Response (17) |
| | | | | Hearing on Trustee's Motion to Dismiss Case (18) |
| | | W. S. GARDNER | | |
| | | ----- | | |
| 44) | 13 | Todd W. Crisp | 18-40225 | Hearing on Debtor's Motion to Reconsider Order of Dismissal (27); Order of Dismissal (24) |
| | | W. S. GARDNER | | |
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| 45) | 13 | John A. White | 18-40249 | Continued hearing on Trustee's Objection to Confirmation; Motion to Dismiss (15) |
| | | | | Hearing on Debtor's Objection to Proof of Claim filed by the Internal Revenue Service (18) |
| | | W. S. GARDNER | | |
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| 46) | 13 | Freda W. Curry | 18-40286 | Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (16) |
| | | W. S. GARDNER | | |
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| 47) | 13 | Hilda T. Haynes | 18-40322 | Hearing on Trustee's Motion to Dismiss Case (12) |
| | | W. S. GARDNER | | |
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| 48) | 13 | Mary A. Hoey | 18-40351 | Court Order for Debtor to Appear and Show Cause (6) |
| | | W. S. GARDNER | | |

10:30 a.m.

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| 49) | 7 | David C. Wilson Stephanie B. Wilson | 11-40138 | Hearing on Debtors' Motion for Sanctions Against CitiFinancial, Inc. for Violations of the Discharge Injunction (25) |
| | | W. S. GARDNER SIGMON, TR. | | |
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| 50) | 11 | Leonard J. McNeilly Jo Nell N. McNeilly | 15-40342 | 3rd continued status hearing (110) |
| | | W. S. GARDNER | | |
| ----- | | | | |
| 51) | 7 | Bernice E. Cole | 18-40079 | 3rd continued hearing on Objection of John W. Ballard, III to Exemptions (18/19) |
| | | CARTER HENDERSON, TR. PINKSTON | | |
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| 52) | 7 | Robert L. Rollins, Jr. Cynthia C. Rollins | 18-40253 | Continued hearing on Motion of Fifth Third Bank for Relief from Stay (10); Debtors' Response (11) |
| | | W. S. GARDNER HENDERSON, TR. FLETCHER III | | |
| ----- | | | | |
| 53) | 7 | Robert Van Wilkie | 18-40375 | Court Order for Debtor to Appear and Show Cause regarding Voluntary Petition (4) |
| | | | | Court Order for Debtor to Appear and Show Cause regarding Application to Proceed <i>In Forma Pauperis</i> (6) |
| | | PRO SE COOPER, TR. | | |
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54) 7 Manuel M. Medeiros 18-40328 Hearing on Reaffirmation Agreement
Cheryl M. Medeiros Between Debtors and Toyota Motor Credit
Corporation (8)

PRO SE

11:00 a.m.

55) 13 Michael D. Greene 14-40149 Continued Hearing on Debtors'
Angela S. Greene Motion for Mortgage Status and Related
Matters (30)

PLANER
TATE, TR.

1:30 p.m.

56) 13 Charles D. Wilson 18-40121 3rd continued hearing on Objection of
Angela T. Wilson Wells Fargo Bank, N. A. to
Confirmation of Plan (19)

Hearing on Motion of Wells Fargo Bank,
N.A. for Relief from Automatic Stay
(Property) or, in the Alternative, Adequate
Protection (26); Trustee's Response (28);
Debtors' Response and Objection (31)

FARMER
MENK

**SCHEDULE CHANGES OCCUR DAILEY;
PLEASE REFER TO FILED NOTICES
OR ADVISE THE COURT IF THERE IS A
NEED FOR A SPECIAL SETTING.**